IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3820 OF 2006

Arun Sopan Jadhav and anr. .. Petitioners
Vs.
The Honourable Minister,
Urban Development and Municipal
Administration, Mantralay, Mumbai
and ors. .. Respondents

Mr. A.V. Anturkar with Mr. S.B. Deshmukh for petitioners.
Mr. C.R. Sonawane, AGP for State.

CORAM: B.H. MARLAPALLE, J.
Date : June 08, 2006.

P.C.:

1. Heard Mr. Anturkar with Mr. Deshmukh the learned counsel for the petitioners and Mr. Sonawane the learned AGP for State.

2. The petitioners have been disqualified to continue as the Councillors of the Karad Municipal Council in Satara District by the order passed by the Collector, Satara on 18/5/2006 in the Applications filed under Section 44(3) read with Sections 2(7) and 16(1) of the Maharashtra Municipal Councils, Nagar Panchayats and Industrial Townships Act, 1965. The petitioners have preferred an appeal against the said order of disqualification under Section 16(1) of the Municipalities Act and the appeal is pending. The learned AGP, on instructions, states that the appeal will be heard and decided within a period of four

months.

3. Mr. Anturkar the learned counsel for the petitioners submitted that in the pending appeal before the State Government an application for interim relief has been submitted for seeking stay to the operation of the impugned order passed by the Collector.

4. If such an application is pending in the appeal proceedings before the Appellate Authority i.e. the Minister for Home, Government of Maharashtra, it is directed that the said application for interim stay shall be heard and decided as expeditiously as possible and in any case by 16/6/2006. The petitioners to appear before the Appellate Authority on 12/6/2006. The learned AGP to communicate this order to the Appellate Authority forthwith.

5. Petition disposed off.

(B.H. Marlapalle,J.)